

Investigating and Prosecuting Domestic Violence and Related Crimes
(KLEC Approved 24 Hour Course; Request for 18.25 CLE hours, including 2.0 ethics, is pending)

Monday, August 3

8:00 a.m. – 8:30 a.m. Orientation and Pre-test

Learning Objectives:

- 1.1 With references, the student will be able to identify how the course is to be conducted, the expected behavior and what will be expected to successfully complete the course in accordance with the Department of Criminal Justice Training policies and procedures, the Kentucky Administrative rules and regulations and course standards.

8:30 a.m. – 10:00 a.m. In Her Shoes

Learning Objectives:

- 2.1 With reference and as discussed in class, the student will be able to understand the issues and emotions survivors of domestic violence face each day.
- 2.2 With reference and as discussed in class, the student will be able to understand the different responses survivors receive from family, friends, and community members.
- 2.3 With reference and as discussed in class, the student will be able to understand the true complexity of domestic violence and the lasting impact it has on the survivor and their loved ones.

10:00 a.m. – 11:00 a.m. Identifying the Predominant Aggressor and Evaluating Lethality

Learning Objectives:

- 3.1 With reference and as discussed in class, the student will be better able to evaluate the context within which an act of violence occurs.
- 3.2 With reference and as discussed in class, the student will be better able to overcome batterer manipulation of the justice system.
- 3.3 With reference and as discussed in class, the student will be better able to identify risk and lethality factors.

11:00 a.m. – 12:30 p.m. Going Forward Without the Victim: Evidence Based Prosecution of Intimate Partner Violence

Learning objectives:

- 4.1 With reference and as discussed in class, the student will be better able to secure important evidence that will strengthen and enhance the case regardless of victim participation.
- 4.2 With reference and as discussed in class, the student will be better able to build a case that does not depend upon the victim's testimony at trial.
- 4.3 With reference and as discussed in class, the student will be better able to develop and present expert testimony to explain victim behavior.
- 4.4 With reference and as discussed in class, the student will be better able to

conduct direct or cross-examination of victims who recant, minimize, or testify for the defense, using a “soft cross” technique.

12:30 p.m. – 1:30 p.m. **Lunch**

1:30 p.m. – 2:30 p.m. **Context Is Everything: Battered Women Charged With Crime**

Learning Objectives:

- 5.1 With reference and as discussed in class, the student will be better able to identify a defendant who is a victim of battering at the hands of the complainant.
- 5.2 With reference and as discussed in class, the student will be better able to develop a response in coordination with advocates and other agencies that will hold a victim-defendant accountable and increase her/his level of safety.
- 5.3 With reference and as discussed in class, the student will be better able to balance victim-defendant accountability with safety considerations.

2:30 p.m. – 3:30 p.m. **Intimate Partner Violence and Firearms: A Deadly Combination**

Learning Objectives:

- 6.1 With reference and as discussed in class, the student will be able to access the tools afforded by state and federal criminal codes and partner with local United States Attorneys’ Offices.
- 6.2 With reference and as discussed in class, the student will be able to effectively prosecute charges of firearms possession by individuals prohibited from possessing firearms.
- 6.3 With reference and as discussed in class, the student will be able to create an accurate record of charges and convictions through a proactive approach in misdemeanor courts.
- 6.4 With reference and as discussed in class, the student will be able to collaborate with allied professionals to disarm dangerous individuals, hold violent offenders accountable, and enhance victim safety.

3:30 p.m. – 5:00 p.m. **Betraying the Badge: Officer Involved Domestic Violence**

Learning Objectives:

- 7.1 With reference and as discussed in class, the student will be better able to respond to the unique challenges present in cases when a domestic violence victim or offender is a law enforcement officer.
- 7.2 With reference and as discussed in class, the student will be better able to coordinate criminal investigation and prosecution with administrative proceedings.
- 7.3 With reference and as discussed in class, the student will be better able to implement strategies to prevent and detect domestic violence in the law enforcement family with a zero-tolerance policy for abuse.

5:00 p.m. – 7:00 p.m. **Law Enforcement Project #1: Victims with Disabilities:
The Forensic Interview** (self-study)

Learning Objectives:

- 8.1 With references and as discussed in class, the student will be able to define cognitive disability.
- 8.2 With references and as discussed in class, the student will be able to define communication disability.
- 8.3 With references and as discussed in class, the student will be able to list the four steps in the pre-interview process.
- 8.4 With references and as discussed in class, the student will be able to list the eight steps in the interview process.
- 8.5 With references and as discussed in class, the student will be able to identify the post interview process.
- 8.6 With references and as discussed in class, the student will be able to list the five methods of communicating with a person with a disability.

Tuesday, August 4

8:00 a.m. – 9:00 a.m. **Improving the Justice System Response To Witness Intimidation**

Learning Objectives:

- 9.1 With reference and as discussed in class, the student will be able to identify opportunities to detect and prevent intimidation.
- 9.2 With reference and as discussed in class, the student will be able to recognize and respond to criminal acts of intimidation.
- 9.3 With reference and as discussed in class, the student will be able to develop strategies to effectively prevent acts of intimidation.
- 9.4 With reference and as discussed in class, the student will be able to investigate and prosecute intimidation crimes.

9:00 a.m. – 10:00 a.m. **Interviewing Victims**

Learning Objectives:

- 10.1 With references and as discussed in class, the student will have a better understanding of the importance of preparing for an interview by collaborating with community-based programs that provide services to victims of interpersonal violence as well as other allied professionals who have conducted similar investigations.
- 10.2 With references and as discussed in class, the student will become familiar with a variety of interview techniques and other tools to develop their own open-ended questions and protocols for interviewing victims of interpersonal violence.
- 10.3 With references and as discussed in class, the student will be better able to conduct thoughtful and effective victim interviews.

10:00 a.m. – 11:00 a.m. Integrating a Trauma Informed/Victim Centered Response

Learning Objectives:

- 11.1 With reference and as discussed in class, the student will be better able to recognize the signs and symptoms of trauma.
- 11.2 With reference and as discussed in class, the student will be better able to conduct thoughtful and effective victim interviews.
- 11.3 With reference and as discussed in class, the student will be better able to collaborate with allied professionals to fully integrate a trauma-informed approach.
- 11.4 With reference and as discussed in class, the student will be better able to explain victim behavior at trial.

11:00 a.m. – 12:00 p.m. Creative Strategies in Detecting, Investigating and Prosecuting Human Trafficking Cases

Learning Objectives:

- 12.1 With references and as discussed in class, the student will be better able to recognize the indicators of human trafficking.
- 12.2 With references and as discussed in class, the student will be better able to identify methods used to control, coerce, and defraud victims.
- 12.3 With references and as discussed in class, the student will be better able to make charging decisions that account for the context in which human trafficking occurs.
- 12.4 With references and as discussed in class, the student will be better able to identify and apply the complementary criminal laws that can be used to hold traffickers accountable.

12:00 p.m. – 1:00 p.m. Lunch

1:00 p.m. – 2:00 p.m. Investigating, Assessing and Prosecuting the Human Trafficking Case: A Kentucky Case Study

Learning Objectives:

- 13.1 With reference and as discussed in class, the student will be able to recognize and effectively respond to human trafficking and related crimes.
- 13.2 With reference and as discussed in class, the student will be able to develop victim-centered, offender-focused investigation and trial strategies.
- 13.3 With reference and as discussed in class, the student will understand the benefits of and promote participation in a multi-disciplinary response to human trafficking.
- 13.4 With reference and as discussed in class, the student will understand the federal laws related to human trafficking and strategies for working with federal prosecutors and law enforcement agencies to investigate and prosecute human trafficking cases.

2:00 p.m. – 3:30 p.m. Investigating and Prosecuting the Strangulation Case

Learning Objectives:

- 14.1 With references and as discussed in class, the student will be able to identify the signs and symptoms of strangulation.
- 14.2 With references and as discussed in class, the student will be able to understand the lethality of strangulation.
- 14.3 With references and as discussed in class, the student will be able to successfully interview the victim.
- 14.4 With references and as discussed in class, the student will be able to document the evidence.
- 14.5 With references and as discussed in class, the student will be able to identify the steps to successfully prosecute.

3:30 p.m. – 5:00 p.m. Investigating and Prosecuting the Stalking Case

Learning Objectives:

- 15.1 With references and as discussed in class, the student will be able to identify stalking personalities and behavior.
- 15.2 With references and as discussed in class, the student will be able to understand the impact on victims and communities and the level of danger.
- 15.3 With references and as discussed in class, the student will be able to detect and respond to stalking crimes.
- 15.4 With references and as discussed in class, the student will be able to establish probable cause and apply effective investigative tactics and counter measures.
- 15.5 With references and as discussed in class, the student will be able to build and try a case.
- 15.6 With references and as discussed in class, the student will be able to apply Kentucky's stalking laws.
- 15.7 With references and as discussed in class, the student will be able to work with victims to promote their safety.
- 15.8 With references and as discussed in class, the student will be able to collaborate and coordinate with allied professionals to identify, investigate and ultimately prosecute stalking cases.

Wednesday, August 5**8:00 a.m. – 10:00 a.m. Helping the Hidden Victims: Responding to Children at the Scene**
(Law Enforcement breakout)

Learning Objectives:

- 16.1 With reference and as discussed in class, the student will have a deeper understanding of the obstacles and behaviors that may be encountered when children are present at the scene of a domestic violence incident and learn tools for an appropriate response.
- 16.2 With reference and as discussed in class, the student will learn investigation tips and interviewing and safety planning strategies needed for a successful interview of and intervention with children at the scene of a domestic violence incident.

OR**Dispelling Myths, Explaining Victim Behavior, and Introducing Expert Testimony**
(Prosecutor breakout)

Learning Objectives:

- 16.1(a) With reference and as discussed in class, the student will be able to recognize victim behaviors that may require explanation at trial
- 16.2(a) With reference and as discussed in class, the student will be able to educate judges and juries about victim behaviors and dispel myths
- 16.3(a) With reference and as discussed in class, the student will be able to identify and work with experts to prepare a case for trial
- 16.4(a) With reference and as discussed in class, the student will be able to apply necessary law in order to be able to introduce expert testimony at trial

AND**Civil, Meet Criminal: Coordinating With the Prosecution** (Prosecutor breakout)

Learning objectives:

- 16.1(b) With reference and as discussed in class, the student will be able to identify relevant information and evidence that may facilitate prosecution with or without the client's participation in the criminal case
- 16.2(b) With reference and as discussed in class, the student will be able to discuss with clients the criminal process, as well as the impact of sharing information or evidence with the prosecution
- 16.3(b) With reference and as discussed in class, the student will be able to build relationships with local prosecutors that will facilitate communication and enhance victim safety.

10:00 a.m. – 12:00 p.m. **Ethical Considerations in Violence Against Women Cases**

(Prosecutor breakout)

Learning Objectives:

- 17.1 With reference and as discussed in class, the student will be able to identify legal obligations of prosecutors trying violence against women cases.
- 17.2 With reference and as discussed in class, the student will be able to articulate ethical responsibilities at each stage of the criminal justice process.
- 17.3 With reference and as discussed in class, the student will be able to navigate the challenges related to prosecutorial discretion, recantation, and disclosure of evidence.
- 17.4 With reference and as discussed in class, the student will be able to approach charging decisions, immunity, trial publicity, compelling victim testimony, and issues related to Crawford from an ethical framework.

OR

On- Scene Investigation (Law Enforcement breakout)

Learning Objectives:

- 17.1 With reference and as discussed in class, the student will learn skills for conducting an investigation including the CALM technique of gaining control and stabilizing the incident.
- 17.2 With reference and as discussed in class, the student will learn the five objectives of domestic violence investigation including documentation of the evidence and interview techniques for the offender, victim and children.

12:00 p.m. – 1:00 p.m. **Lunch**

(Course concludes for prosecutors)

1:00 p.m. – 2:30 p.m. **Law Enforcement Project #2: Memory and the Law** (self-study)

Learning Objectives:

- 17.1 With reference, the student will be able to define “imagination inflation”.
- 17.2 With reference, the student will be able to list the rules of thumb for gauging the accuracy of childhood memories recalled by adults, and by children older than about 10 years.
- 17.3 With reference, the student will be able to define reality monitoring.
- 17.4 With reference, the student will be able to list five characteristics of visual and spatial memory.
- 17.5 With reference, the student will be able to list some of the errors in the memories of children.

- 17.6 With reference, the student will be able to list the information that should be remembered when interviewing older adults.
- 17.7 With reference, the student will be able to identify the impact trauma has on memory.
- 17.8 With reference, the student will be able to list the ways police can influence an interview.
- 17.9 With reference, the student will be able to identify some of the less obvious forms of leading questions and responses during an interview.
- 17.10 With reference, the student will be able to identify the components of a cognitive interview.

2:30 p.m. – 3:00 p.m. **Written Exam and Critique**

- 19.1 Given a course evaluation form, the student will complete the critique in accordance with course standards.
- 19.2 With references, the student will be able to successfully complete a graded examination in accordance with course standards.

3:00 p.m. **Course Concludes**